

HOUSE No. 3169

The Commonwealth of Massachusetts

PRESENTED BY:

Shawn Dooley

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act limiting the sale of certain edible products in the Commonwealth.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>
<i>James J. Dwyer</i>	<i>30th Middlesex</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>Shaunna L. O'Connell</i>	<i>3rd Bristol</i>

HOUSE No. 3169

By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 3169) of Shawn Dooley and others relative to regulating the sale of certain edible marijuana products. Marijuana Policy.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act limiting the sale of certain edible products in the Commonwealth.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Clause (l) of section 1 of chapter 94G, as inserted by section 5 of chapter
2 334 of the acts of 2016, is hereby amended by striking out the words “or consumption, including
3 edible products, beverages, topical products, ointments, oils and tinctures” and inserting in place
4 thereof the following words:- including topical products, ointments, oils and tinctures.

5 SECTION 2. Section 13 of chapter 94G of the General Laws, as inserted by section 5 of
6 chapter 334 of the acts of 2016, is hereby amended by striking out subsection (g) and inserting in
7 place thereof the following 2 subsections:-

8 (g) Sale of edible marijuana products. No person or marijuana establishment shall sell
9 edible marijuana products within the commonwealth. Edible marijuana products shall include
10 but are not limited to candy, baked goods, beverages, and other edible products that contain
11 marijuana or an extract from marijuana, including concentrated forms of marijuana, intended for
12 consumption. A person or marijuana establishment that violates this subsection shall be subject

13 to a civil fine of not less than \$100 and not greater than \$500 per individual product. A
14 marijuana establishment that violates this subsection shall forfeit their license to the cannabis
15 control commission for a period of not less than 1 year. Nothing in this subsection shall prevent
16 a medical marijuana treatment center from selling edible marijuana products for medical use, or
17 a person from making or consuming their own edible marijuana products for their own exclusive
18 personal and private use subject to the restrictions of this chapter.

19 (h) Enforcement. Civil penalties imposed pursuant to this section shall be enforced by
20 utilizing the non-criminal disposition procedures provided in section 32N of chapter 94C of the
21 General Laws.